

42 April 12, 2016


LORI GLASGOW
EXECUTIVE OFFICER

CITY COUNCIL RESOLUTION NO. 16-08

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEBELLO, CALIFORNIA, CALLING FOR THE HOLDING OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 7, 2016, FOR THE SUBMISSION TO THE QUALIFIED VOTERS OF THE CITY A QUESTION RELATING TO THE SALE OF THE CITY OF MONTEBELLO WATER SYSTEM

WHEREAS, under the provisions of the laws relating to general law cities in the State of California, a Special Municipal Election shall be held on Tuesday, June 7, 2016, for the submission to the qualified voters of the City of Montebello ("City") a question relating to the sale of the City of Montebello water system.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONTEBELLO, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of the laws of the State of California relating to general law cities, there is hereby called and ordered to be held in the City of Montebello, California, on Tuesday, June 7, 2016, a Special Municipal Election for the purpose of submitting to voters a measure approving sale of the City of Montebello water system to San Gabriel Valley Water Company.

SECTION 2. That the ballot measure submitted to the qualified voters of the City at such election shall be in the following form:

| MEASURE "___": SALE OF THE CITY OF MONTEBELLO WATER SYSTEM | |
|---|------------------|
| Shall the City of Montebello sell the Montebello Water System to San Gabriel Valley Water Company to create additional City revenues for essential services? | YES _____ |
| | NO _____ |

SECTION 3. That the City Council hereby directs the City Clerk to request a letter designation for the above-referenced measure from the Register-Recorder / County Clerk of the County of Los Angeles.

SECTION 4. That the ballots to be used at the election shall be in form and content as required by law.

SECTION 5. That the City Clerk is authorized, instructed, and directed to procure and furnish any and all official ballots, notices, printed matter, and all supplies, equipment and paraphernalia that may be necessary in order to properly and lawfully conduct the election.

SECTION 6. That the polls for the election shall be open at seven (7) o'clock a.m. of the day of the election, and shall remain open continuously from that time until eight (8) o'clock p.m. of the same day when the polls shall be closed pursuant to Elections Code Section 10242, except as provided in Section 14401 of the Elections Code of the State of California.

SECTION 7. That the vote requirement for the measure to pass shall be a majority of all qualified voters voting on the measure in the election, in accordance with subsection (c)(3) of Public Utilities Code Section 10061.

SECTION 8. That the City Council directs the City Clerk to transmit a copy of the measure to the City Attorney, and the City Attorney shall prepare an impartial analysis of the measure in accordance with Elections Code Section 9280. The impartial analysis of the measure shall not exceed 500 words showing the effect of the measure on the existing law and the operation of the measure. ***The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city. In the event the entire text of the measure is not printed on the ballot, nor in the voter information portion of the sample ballot, there shall be printed immediately below the impartial analysis, in no less than 10-point type, the following: "The above statement is an impartial analysis of Ordinance or Measure ___.***

If you desire a copy of the ordinance or measure, please call the election official's office at (insert phone number) and a copy will be mailed at no cost to you. The impartial analysis shall be filed with the City Clerk in accordance with the deadline(s) established by law.

SECTION 9. That the City Council authorizes Mayor Art Barajas, Mayor Pro Tem Vivian Romero, Councilmember Jack Hadjinian, and Councilmember Vanessa Delgado to file a written argument(s) not exceeding 300 words in support of the City measure specified above, accompanied by the printed name(s) and signature(s) of the author(s) submitting it, in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California.

Pursuant to Elections Code Section 9286, the City Clerk is authorized and directed to fix and determine a reasonable date prior to the election for the submission to the City Clerk of arguments in favor of or against the measure. The arguments shall comply with Elections Code Sections 9282 and 9283. If more than one argument in favor or more than one argument against the measure is submitted within the time prescribed, the City Clerk shall select one of the arguments in favor and one of the arguments against the measure for printing and distribution to the voters, in accordance with Elections Code Section 9287. Pursuant to Elections Code Section 9285 when the City Clerk has selected the arguments for and against the measure which will be distributed to the voters, the City Clerk shall send copies of the arguments in favor of the measure to the authors of the arguments against, and copies of the arguments against to the authors of the arguments in favor. Rebuttal arguments shall comply with Elections Code Section 9285, and the City Clerk shall print and distribute such rebuttal arguments in the same manner as the direct arguments, with each rebuttal argument printed immediately following the direct argument which it seeks to rebut.

SECTION 10. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed, and directed to give such further or additional notice of the election, in time, form, and manner as required by law.

SECTION 11. That the City Council authorizes the City Clerk to administer said election and all reasonable and actual expenses shall be paid by the City upon presentation of a properly submitted bill.

SECTION 12. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED, AND ADOPTED this 9th day of March, 2016.


ATTEST:


Irma Barajas, Clerk

CITY OF MONTEBELLO


Art Barajas, Mayor

APPROVED AS TO FORM:


Arnold M. Alvarez-Glasman,
City Attorney



COUNTY OF LOS ANGELES
REG. REC./CO. CLK.
ELECTION INFO

2016 MAR 10 PM 5:25

RECEIVED

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF MONTEBELLO)

I, Irma Barajas, City Clerk of the City of Montebello, do hereby certify that the foregoing City Council Resolution No. 16-08 was duly and regularly approved and adopted by the City Council of the City of Montebello at their meeting held on the 9TH day of March, 2016, as approved by law by the following vote:

AYES: Hadjinian, Romero, Delgado, Barajas
NOES: Molinari

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City on the 9th day of March, 2016.


IRMA BARAJAS, City Clerk

RECEIVED
2016 MAR 10 PM 5:25
COUNTY OF LOS ANGELES
REG-REC/CO. CLK
ELECTION INFO

CITY COUNCIL RESOLUTION NO. 16-09

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MONTEBELLO, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES CONSOLIDATE A SPECIAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, JUNE 7, 2016, WITH THE PRESIDENTIAL PRIMARY ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE, AND FURTHER REQUESTING THAT THE BOARD OF SUPERVISORS FOR THE COUNTY OF LOS ANGELES RENDER SPECIFIED SERVICES RELATING TO SAID ELECTION

WHEREAS, the City Council of the City of Montebello, California, has called a Special Municipal Election to be held on Tuesday, June 7, 2016, for the submission to the qualified voters of the City a question relating to the sale of the City of Montebello water system;

WHEREAS, it is desirable that the Special Municipal Election be consolidated with the Presidential Primary Election to be held on the same date, and that within the City the precincts, polling places, and election officers of the two (2) elections be the same, and that the County Elections Department of the County of Los Angeles canvass the returns of the Special Municipal Election, and that the election be held in all respects as if there were only one (1) election; and

WHEREAS, in the course of conduct of said election, it is necessary that the City request services of the County, with all necessary expenses incurred in performing those services to be reimbursed by the City.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MONTEBELLO, CALIFORNIA, DOES HEREBY RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

SECTION 1. That pursuant to the requirements of Section 10403 of the Elections Code, the Board of Supervisors of the County of Los Angeles is hereby requested to consent and agree to the consolidation of a Special Municipal Election with the Presidential Primary Election held on Tuesday, June 7, 2106, for the purpose of submitting to voters a question relating to the sale of the City of Montebello water system.

SECTION 2. That the County Elections Department is authorized to canvass the returns of the Special Municipal Election. The election shall be held in all respects as if there were only one (1) election, and only one (1) form of ballot shall be used.

SECTION 3. That the Board of Supervisors is requested to issue instructions to the County Elections Department to take any and all steps necessary for the holding of the consolidated election.

SECTION 4. That the City of Montebello recognizes that additional costs will be incurred by the County by reason of this consolidation and agrees to reimburse the County for any such costs.

SECTION 5. That pursuant to Elections Code Section 10002, the City Council requests that the Board of Supervisors of the County of Los Angeles permit the County Elections Department to prepare and furnish the following for use in conducting the election, and the City shall reimburse the County for such services performed when the work is completed and upon presentation to the City of a properly approved bill:

- (a) A listing of county precincts with the number of registered voters in each, so the City may consolidate the election precincts into City voting precincts, and maps of the voting precincts;
- (b) A listing of the polling places and poll workers the County uses for their elections;
- (c) The computer record of the names and addresses of all eligible registered voters in the City in order that the City's consultant may:

- 1) Produce labels for vote-by-mail voters;
- (2) Produce labels for sample ballot pamphlets; and
- (3) Print rosters of voters and street indexes.

- (d) Voter signature verification services as needed; and
- (e) Make available to the City election equipment and assistance as needed according to state law.

SECTION 6. That the City Clerk is hereby authorized and directed to file a certified copy of this Resolution with the Board of Supervisors and the County Elections Department of the County of Los Angeles.


SECTION 7. That the City Clerk shall certify to the passage and adoption of this Resolution and enter it into the book of original Resolutions.

PASSED, APPROVED, AND ADOPTED this 9th day of March, 2016.


ATTEST:

CITY OF MONTEBELLO


Irma Barajas, Clerk


Art Barajas, Mayor

APPROVED AS TO FORM:


Arnold M. Alvarez-Glasman,
City Attorney

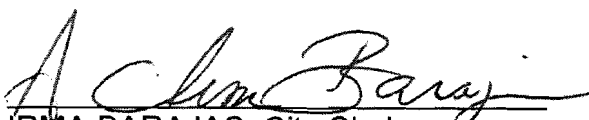


STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.
CITY OF MONTEBELLO)

I, Irma Barajas, City Clerk of the City of Montebello, do hereby certify that the foregoing City Council Resolution No. 16-09 was duly and regularly approved and adopted by the City Council of the City of Montebello at their meeting held on the 9TH day of March, 2016, as approved by law by the following vote:

AYES: Hadjinian, Romero, Delgado, Barajas
NOES: Molinari

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said City on the 9th day of March, 2016.


IRMA BARAJAS, City Clerk

COUNTY OF LOS ANGELES
REG. REC'D. CLK.
ELECTION INFO

2016 MAR 10 PM 5:25

RECEIVED